

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF WEST VIRGINIA  
BECKLEY

UNITED STATES OF AMERICA

v.

CRIMINAL ACTION NO. 5:09-00065

THOMAS BROWNING

**NOTICE OF APPEAL**

Notice is hereby given that Thomas L. Browning, defendant in the above named case, hereby appeals to the United States Court of Appeals for the Fourth Circuit from an order of District Court Judge Irene Berger sentencing defendant upon his plea, entered following the sentencing of defendants on January 28, 2010.

THOMAS L. BROWNING, P.Q.

s/ Derrick W. Lefler  
Gibson, Lefler & Associates  
1345 Mercer Street  
Princeton, WV 24740  
W.Va. Bar Id. 5785  
Phone: (304) 425-8276  
Fax: (304) 487-1574  
E-mail: [dlef@citlink.net](mailto:dlef@citlink.net)

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF WEST VIRGINIA  
BECKLEY

UNITED STATES OF AMERICA

v.

CRIMINAL ACTION NO. 5:09-00065

THOMAS BROWNING

**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that I have served a true copy of the foregoing *NOTICE OF APPEAL* upon counsel for the United States of America , by submitting via electronic filing to said counsel as follows, on this the 10<sup>th</sup> day of February, 2010:

Thomas Ryan  
Assistant United States Attorney

J. Steven Hunter  
Counsel for Ricky Nichols  
209 North Court Street  
Lewisburg, WV 24901

Gary Collias, Esquire  
Counsel for Landon Cline  
P.O. Box 70007  
Charleston, WV 25301

\_\_\_\_\_  
s/ Derrick W. Lefler  
DERRICK W. LEFLER